

MAY 27 2003

FCC - MAILROOM

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, D. C. 20554

In the matter of )  
 Amendment of Section 73.202 (b), ) MB Docket No. \_\_\_\_\_  
 Table of Allotments )  
 FM Broadcast Stations ) RM- \_\_\_\_\_  
 (Montauk, New York) )

**PETITION FOR RULEMAKING**

To the Chief, Allocations Branch:

Dana J. Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

2. Petitioner proposes the Commission allot FM channel 261A to Montauk, New York as its third commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<b><u>Community</u></b>	<b><u>Present</u></b>	<b><u>Proposed</u></b>
Montauk, NY	235A, 284A	235A, 261A, 284A

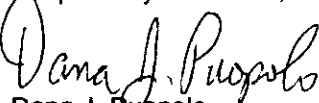
3. Montauk is a Census Designated Place located at the eastern tip of Long Island, New York. It is located in Suffolk County. In 2000, the United States Census Bureau estimated that Montauk had a population of 3851 persons.

4. FM channel 261A can be assigned to Montauk in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study and area to locate map. Coordinates used are N 41:03:13, W 71:52:44. and are located approximately 6 Km east of Montauk. This site restriction is necessary to prevent a short spacing with station WEZN-FM, Bridgeport, CT. As a broadcast engineer with over 30 years of experience, petitioner is confident he can find a suitable transmitter site for channel 261A if it is allotted to Montauk.

5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 261A if it is assigned to Montauk as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,

  
 Dana J. Puopolo  
 2134 Oak St., Unit C  
 Santa Monica, CA 90405  
 May 17, 2003

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MB-714  
03-117

Revised Montauk 100.1

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FM Spacing study Channel: 261A Montauk, New York

CHANNEL	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
258B	99.5	WBAI	NEW YORK	NY US	181	69	112
258B	99.5	WKLB-FM	LOWELL	MA US	186	69	117
259A	99.7	WSKO-FM	WAKEFIELD-PEACEDALE	RI US	61	31	30
260B	99.9	WQRC	BARNSTABLE	MA US	146	113	33
260A	99.9	WAHL	ATHOL	MA US	173	72	101
260B	99.9	WEZN-FM	BRIDGEPORT	CT US	113	113	0
261A	100.1	WWFX	SOUTHBRIDGE	MA US	130	115	15
261A	100.1	WDST	WOODSTOCK	NY US	207	115	92
261A	100.1	WMNB	NORTH ADAMS	MA US	207	115	92
262B	100.3	WHTZ	NEWARK	NJ US	181	113	68
262A	100.3	WKKB	MIDDLETOWN	RI US	83	72	11
263B	100.5	WRCH	NEW BRITAIN	CT US	108	69	39
264B	100.7	WHUD	PEEKSKILL	NY US	172	69	103
264B	100.7	WZLX	BOSTON	MA US	158	69	89

Notes:

All distances are in Kilometers.  
Only stations clearing by less than 120 km are shown.

113 Km from WEZM, Bridgeport, CT



Shaded area is where  
FM Channel 261A, Montauk  
may be located